

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF
PITTERNA ET AL.

Art Unit: Unassigned
Examiner: Unassigned

APPLICATION NO: TBD

FILED: JANUARY 14, 2002

FOR: **PROCESS FOR THE PREPARATION OF THIAZOLE DERIVATIVES**

Commissioner for Patents
Washington, D.C. 20231

PRELIMINARY AMENDMENT

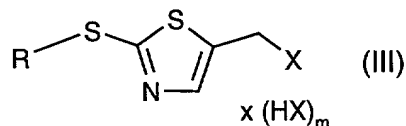
Sir:

Please make the following preliminary amendment to the application being filed as a divisional of U.S. Serial No. 09/628,392:

In the Claims:

Cancel claims 1-9 and substitute therefor the following new claim 10:

- - Claim 10. (New) A process of forming a compound of the formula



or, an E/Z-isomer or a tautomer thereof, wherein

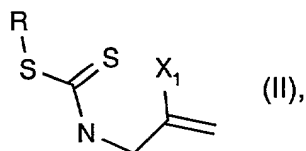
R is as defined for formula (II);

m is 0 or 1; and

X is halogen; or

comprising:

a) reacting a compound of the formula



and, an E/Z-isomers or tautomers or a salt thereof, wherein

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R is unsubstituted or substituted C₁-C₁₂alkyl, unsubstituted or substituted C₂-C₄alkenyl, unsubstituted or substituted C₂-C₄alkynyl, unsubstituted or substituted C₃-C₆cycloalkyl, unsubstituted or substituted aryl, unsubstituted or substituted heterocyclyl, or -SR₆; and

R₆ is unsubstituted or substituted C₁-C₁₂alkyl, unsubstituted or substituted C₂-C₄alkenyl, unsubstituted or substituted C₂-C₄alkynyl, unsubstituted or substituted C₃-C₆cycloalkyl, unsubstituted or substituted aryl or unsubstituted or substituted heterocyclyl,

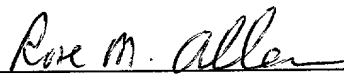
X₁ is a leaving group;

with a halogenating agent, in the presence of a base. - -

REMARKS

Upon entry of the above amendment, claim 10 is the only claim pending in the instant case. The preliminary amendment amends the original application to claim step (a) of original claim 1. Support for the amendment can be found in the specification and claims as originally filed. No new matter has been added by the instant amendment.

Respectfully submitted,



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Date: January 14, 2002